IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1970 OF 2005

M/s. Sumaya Auto. .... Petitioner.

Versus

The State of Maharashtra & Ors... .... Respondents.

Mr. B. G. Tangsali for the Petitioner.

Mr. N. P. Deshpande, AGP for the Respondents.

CORAM: DALVEER BHANDARI, C.J. &

S. A. BOBDE, J.

DATED : APRIL 4, 2005.

P.C. :

The Petitioner is having a commercial vehicle bearing No. MH-01-J-8949 registered at Mumbai which is more than eight years old. In pursuance of the order dated 3rd March, 2004 passed

by a Division Bench of this Court the petitioner has stopped plying the said vehicle. The petitioner now wishes to take the said vehicle outside the limit of Mumbai City.

2. We have heard the learned Counsel for the petitioner at length and pass the following order.

3. Learned Counsel appearing for the petitioner undertakes to apply to the concerned authority to take the said vehicle out of the jurisdiction of the Mumbai City. Learned Counsel appearing for the respondents submits that the application of the petitioner shall not be dismissed on the ground of delay.

4. No further directions are necessary. This petition is, accordingly, disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S. A. BOBDE, J.